D.B.CIVIL WRIT PETITION NO. 1130/2005
Babu Lal & ors. v. Rama Kishan & ors.

Date of order : 01.05.2006

HON'BLE THE CHIEF JUSTICE SHRI S.N.JHA
HON'BLE SHRI JUSTICE DINESH MAHESHWARI

Shri R.K.Thanvi for the petitioners
Shri C.P.Soni for the respondents

This writ petition has been filed challenging an order of the Rent Tribunal declining cross-examination of witnesses in the proceeding under the Rajasthan Rent Control Act, 2001. By an interim order, while admitting the writ petition and issuing notice a Division Bench of this Court directed that the proceedings in the Rent Tribunal may continue, giving the respective parties an opportunity of cross-examination of witnesses whose affidavits have been filed. Such an order in our opinion is conducive to the course of justice and we do not think that it would be appropriate to modify the order in any manner, as prayed for on behalf of the respondent. We are informed that the Tribunal has fixed 20.5.2006 for cross-examination of witnesses pursuant to the above said order of this Court. In these facts nothing survives for consideration.

The order dated 17.3.2005 is made absolute and the petition is disposed of.

Mathur/ (DINESH MAHESHWARI),J. (S.N.JHA), C.J